

**IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF MISSOURI  
SOUTHEASTERN DIVISION**

MORENO SALINAS,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 1:22-cv-00159-AGF
	)	
STEPHAN V. CLARK, et al.	)	
	)	
Defendants.	)	

**MOTION TO WITHDRAW AS COUNSEL FOR DEFENDANT STEVEN  
SMITH**

Assistant Attorneys General, Bryce Tobin and Olivia Finley, respectfully request this court to withdraw their appearance as counsel of record for Defendant Steven Smith.

Defendant Smith's lack of communication and cooperation has resulted in a breakdown of the attorney-client relationship such that the Attorney General's Office cannot continue to represent him. *See* Mo. Rev. Stat. § 105.716.2 ("Funds in the state legal expense fund shall not be used to pay claims and judgments against those persons and entities who do not cooperate as required by this subsection."). Throughout the course of this case, counsel has repeatedly made efforts to contact Defendant Smith through various means, including telephone, certified mail, and e-mail, but their efforts have

been futile. On two occasions, counsel was able to speak to Defendant Smith by telephone. Counsel notified him of his scheduled deposition on April 23, 2025. But Defendant Smith ignored all further communications, did not show up for a deposition preparation session or for his deposition, and continues to ignore counsel.

Wherefore, due to Defendant Smith's failure to communicate and cooperate, counsel cannot continue to represent Defendant Smith and request this court grant their motion to withdraw.

May 9, 2025

Respectfully Submitted,

**ANDREW BAILEY**  
Missouri Attorney General

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was electronically filed on May 9, 2025, with the Clerk of the Court using the CM/ECF system, which will send a notice of electronic filing to all attorneys of record.

/s/ Olivia L. Finley